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Attorneys for Plaintiff  
ERICK J. BLANDINO

**UNITED STATES DISTRICT COURT**  
**IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA**

ERICK J. BLANDINO, individually and on )  
behalf of all others similarly situated, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
MCM CONSTRUCTION, INC., and DOES 1- )  
20, )  
 )  
Defendants. )

Case No. C 12-1729 WHO

**STIPULATION AND ORDER  
CONTINUING PLAINTIFF'S  
DEADLINE TO FILE MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

**STIPULATION**

Plaintiff Erick Blandino ("Plaintiff") and Defendant MCM Construction, Inc. ("Defendant") (collectively "the Parties"), stipulate and agree as follows:

**WHEREAS**, on August 5, 2013, the parties stipulated and the Court entered an Order requiring Plaintiffs to file their Motion for Preliminary Approval of Class Action Settlement ("Motion for Preliminary Approval") by September 4, 2013, and set the hearing on the Motion for Preliminary Approval to take place on October 9, 2013 at 2:00 P.M.;

**WHEREAS**, on or about August 26, 2013, the parties finalized and entered into a long-form settlement agreement regarding the class action claims in the instant action. To this end, Plaintiff is in the process of drafting the Motion for Preliminary Approval and all accompanying documents but Plaintiff needs additional, updated information from Defendant in order to provide the Court with the required detail for its review of the Motion for Preliminary Approval; and

**WHEREAS**, the parties anticipate gathering the necessary updated information shortly. In order to allow the parties to finalize this process, Plaintiff is requesting a three-week extension of the current deadline to file the Motion for Preliminary Approval.

**IT IS HEREBY STIPULATED** that the deadline for Plaintiff to file the Motion for Preliminary Approval shall be continued from September 3, 2013 to September 25, 2013. The Case Management Conference and the hearing on the Motion for Preliminary Approval shall be continued from October 9, 2013 to October 30, 2013, or as soon thereafter as is convenient for the Court.

**IT IS SO STIPULATED.**

DATED: September 3, 2013

/s/ David S. Harris

David S. Harris  
NORTH BAY LAW GROUP  
Attorneys for Plaintiff Erick Blandino

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1 ///

2 DATED: September 3, 2013

/s/ Cassandra Carroll

3 Cassandra Carroll  
4 SEYFARTH SHAW  
5 Attorneys for Defendant  
6 MCM Construction, Inc.

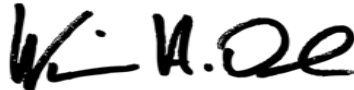
7 **ORDER**

8 The parties having so stipulated, and GOOD CAUSE APPEARING THEREFORE, IT  
9 IS HEREBY ORDERED that:

10 Plaintiff's deadline to file the Motion for Preliminary Approval shall be continued from  
11 September 4, 2013 to September 25, 2013.

12 The Case Management Conference and the hearing on the Motion for Preliminary  
13 Approval shall be continued from October 9, 2013 to October 30, 2013 at 2:00 p.m.

14 DATED: September 3, 2013



HON. WILLIAM H. ORRICK